

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MIGUEL CHAVARRIA, JR.,

Plaintiff,

v.

PHILADELPHIA GAS WORKS, et al.,

Defendants.

CIVIL ACTION
NO. 19-04428

ORDER

AND NOW, this 3rd day of February 2020, upon consideration of Plaintiff Miguel Chavarria's Amended Complaint (ECF No. 8), Defendant Philadelphia Gas Works' Partial Motion to Dismiss (ECF No. 11) and Plaintiff's Response (ECF No. 14), it is hereby **ORDERED** that the Motion is **GRANTED**. Count IV of the Amended Complaint against PGW is **DISMISSED** without prejudice. Chavarria may file a second amended complaint on or before **Monday, February 17, 2020**.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.